UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

IN RE: NEW ENGLAND COMPOUNDING PHARMACY, INC. PRODUCTS LIABILITY LITIGATION))))))))))))) Docket No. 1:13-md-2419 (RWZ)
THIS DOCUMENT RELATES TO:	
ALL CASES)))

AFFIDAVIT OF FRANK N. GAETA

- I, Frank N. Gaeta, on oath, depose and state as follows:
- 1. I am an attorney at Rich May, P.C. and I am the attorney of record in this action for non-party The Vanderbilt University ("Vanderbilt"). I make this affidavit in support of Vanderbilt's Motion to Quash Subpoena for Deposition by Written Questions.
- 2. The "Vanderbilt Medical Center Clinic Pharmacy" is not a legal entity. Vanderbilt is a Tennessee not-for-profit corporation and conducts its activities through various unincorporated internal operating divisions and units, including Vanderbilt University Medical Center and a number of pharmacies associated with Vanderbilt University Medical Center.
- 3. I have attached as <u>Exhibit A</u> a true copy of the following report: Sarah Turk, "Compounding Pharmacies in the U.S., IBISWorld Industry Report (January 2015), available at http://truenaturepharma.com/wp-content/uploads/2016/01/Compounding-Pharmacies-Industry-Report.pdf.

Signed under the pains and penalties of perjury this 1st day of April, 2016.

/s/ Frank N. Gaeta
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Pursuant to CM/ECF Admin. Proc. J.3., the paper version of this document bears an original signature.

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the above document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing, and paper or electronic copies will be delivered to those indicated as non-registered participants on April 1, 2016.

/s/ Frank N. Gaeta
Frank N. Gaeta